

AO 440 (Rev. 05/00) Summons in a Civil Action

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS

SUMMONS IN A CIVIL CASE

LABORERS' PENSION FUND AND LABORERS'  
WELFARE FUND OF THE HEALTH AND  
WELFARE DEPARTMENT, ETC., ET AL.,

V.

DIAMOND CONCRETE SPECIALIST, INC.

CASE NUMBER: 08CV2830 RCC

JUDGE LEFKOW

ASSIGNED JUDGE: MAGISTRATE JUDGE ASHMAN

DESIGNATED

MAGISTRATE JUDGE:

**RECEIVED**

**JUN 11 2008**

**JESSE WHITE  
SECRETARY OF STATE**

TO: (Name and address of Defendant)

Diamond Concrete Specialist, Inc.  
c/o Joseph H. Bruckman, Registered Agent  
14458 Karlov St.  
Midlothian, IL 60445

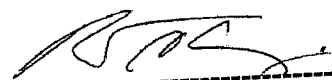
**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Patrick T. Wallace, Jerrod Olszewski  
Christina Krivanek, Amy N. Carollo, Charles Ingrassia  
Office of Fund Counsel  
111 W. Jackson Blvd., Suite 1415  
Chicago, IL 60604

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

NOTE: When the print dialogue  
box appears, be sure to uncheck  
the Annotations option.

**Michael W. Dobbins, Clerk**



(By) DEPUTY CLERK

**May 16, 2008**

Date



Form **BCA-5.25**

(Rev. Jan. 2003)

Jesse White  
Secretary of State  
Department of Business Services  
Springfield, IL 62756  
217-524-6748  
www.cyberdriveillinois.com

Remit payment in check or money  
order payable to Secretary of State.

# AFFIDAVIT OF COMPLIANCE FOR SERVICE ON SECRETARY OF STATE UNDER THE BUSINESS CORPORATION ACT

This space for use by Secretary of State.

# FILED

JUN 11 2008

JESSE WHITE  
SECRETARY OF STATE

File #

6554-044-4

SUBMIT IN DUPLICATE

Date:

06-11-08

Filing Fee: \$10

Approved:

## 1. Title and Number of Case:

Laborers Pension Fund, et al.

first named plaintiff

Number 08 CV 2830

Diamond Concrete Specialist, Inc.

first named defendant

2. Name of corporation being served: Diamond Concrete Specialist, Inc.

3. Title of court in which an action, suit or proceeding has been commenced: USDC, N. Dist. E. Div.

4. Title of instrument being served: Summons and Complaint

5. Basis for service on the Secretary of State: (check and complete appropriate box)

- a. ☒ The corporation's registered agent cannot with reasonable diligence be found at the registered office of record in Illinois.
- b. ☐ The corporation has failed to appoint and maintain a registered agent in Illinois.
- c. ☐ The corporation was dissolved on \_\_\_\_\_, \_\_\_\_\_; the conditions of paragraphs (a) or (b) above exist; and the action, suit or proceeding has been instituted against or has affected the corporation within five (5) years thereafter.
- d. ☐ The corporation's authority to transact business in Illinois has been withdrawn/revoked (circle one) on \_\_\_\_\_, \_\_\_\_\_.
- e. ☐ The corporation is a foreign corporation that has transacted business in Illinois without procuring authority, contrary to the provisions of the Business Corporation Act of 1983.

6. Address to which the undersigned will cause a copy of the attached process, notice or demand to be sent by certified or registered mail: c/o J. Bruckman, Reg. Agt, 14458 Karlov St., Midlothian, IL 60445

7. The undersigned affirms, under penalties of perjury, that the facts stated herein are true, correct and complete.

Ratnel T Wallac  
Signature of Affiant

June 10  
Month & Day

2008  
Year

( 312 )

692-1540  
Telephone Number

Return to (please type or print clearly):

Fund Counsel, Laborers Pension Fund

111 W. Jackson Blvd., Suite 1415

Chicago, IL 60604

City/Town State ZIP

Printed by authority of the State of Illinois. June 2005 — 5M — C 213.10

TENDERED CHICAGO  
CORP. DEPARTMENT

JUN 11 2008

ACCEPTANCE AND "FILED" DATE  
ESTABLISHED ONLY AFTER  
REVIEW